

PULLED

**Minute Item
C16**

**09/13/07
WP 3655
B. Terry**

**ROBERT J. D'ANDREA AND NANCY L. D'ANDREA,
AS TRUSTEES OF THE ROBERT J. D'ANDREA AND
NANCY L. D'ANDREA INTER VIVOS TRUST AGREEMENT
DATED DECEMBER 2, 1988
(APPLICANT)**

**Item C16 was removed from the agenda to be
heard at a subsequent meeting.**

002209

MINUTE PAGE

**CALENDAR ITEM
C16**

A 4
S 1

09/13/07
WP 3655.9
B. Terry

RECREATIONAL PIER LEASE

APPLICANTS:

Robert J. D'Andrea and Nancy L. D'Andrea, as Trustees of the Robert J. D'Andrea and Nancy L. D'Andrea Inter Vivos Trust Agreement, dated December 2, 1988

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, near Tahoma, El Dorado County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning March 1, 2007.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. Applicants own the uplands adjoining the lease premises.
2. On June 19, 1998, the Commission authorized a ten-year Recreational Pier Lease with Robert J. D'Andrea and Nancy L. D'Andrea, as Trustees of the Robert J. D'Andrea and Nancy L. D'Andrea Inter Vivos Trust Agreement, dated December 2, 1988. That lease expired on February 28, 2007. Applicants are now applying for a new Recreational Pier Lease.

CALENDAR ITEM NO. C16 (CONT'D)

3. Applicants qualify for a Recreational Pier Lease because they are natural persons who own the littoral land that is improved with a single-family dwelling.
4. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

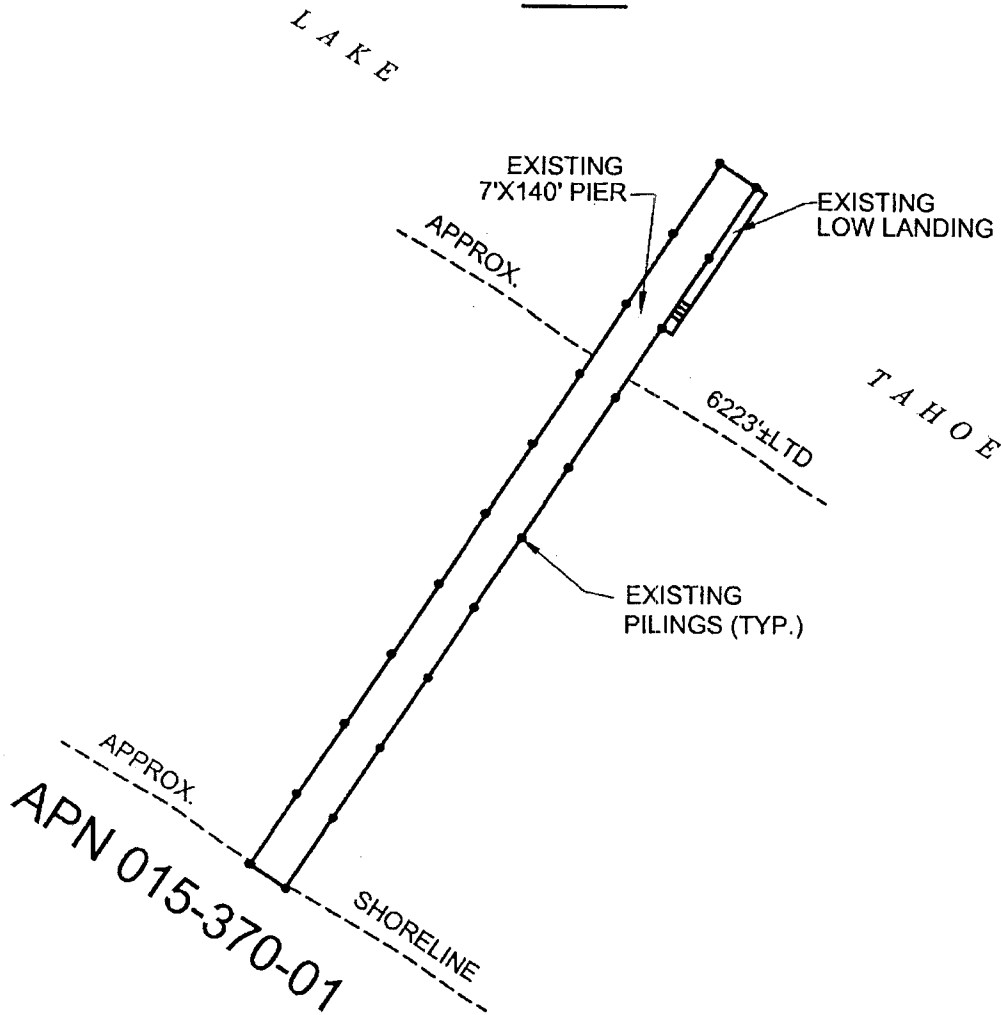
CALENDAR ITEM NO. C16 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO ROBERT J. D'ANDREA AND NANCY L. D'ANDREA, AS TRUSTEES OF THE ROBERT J. D'ANDREA AND NANCY L. D'ANDREA INTER VIVOS TRUST AGREEMENT, DATED DECEMBER 2, 1988, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING MARCH 1, 2007, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

NO SCALE

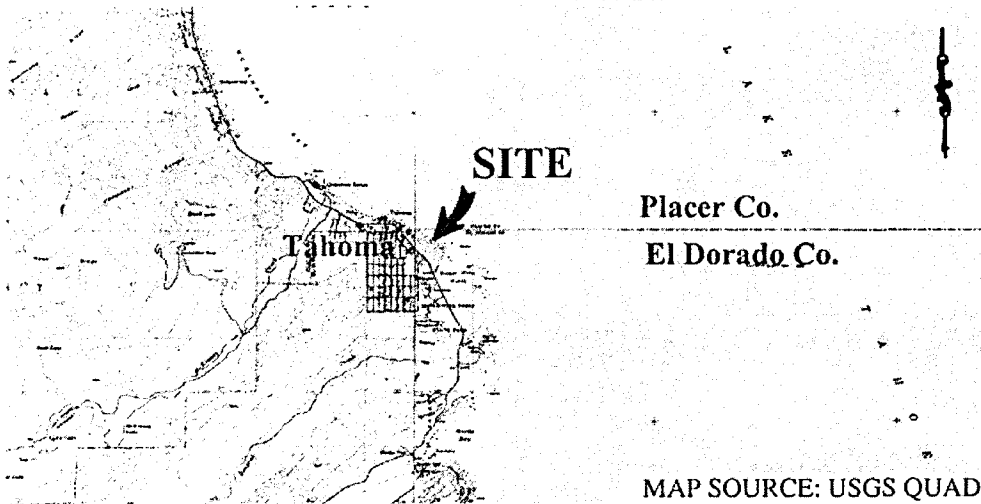
SITE



7149 HIGHWAY 89, NEAR TAHOMA

NO SCALE

LOCATION



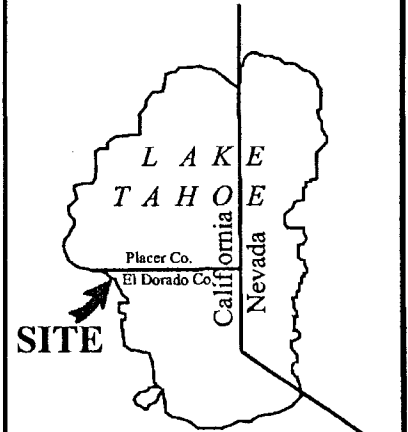
Placer Co.
El Dorado Co.

MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit A

PRC 3655.9
D'ANDREA
APN 015-370-01
RECREATIONAL PIER LEASE
EL DORADO CO.



MJ 07/07